



UNITED STATES DISTRICT COURT  
FOR THE CENTRAL DISTRICT OF CALIFORNIA

March 2025 Grand Jury

UNITED STATES OF AMERICA,

ED CR No. 5:25-cr-00096-PA

Plaintiff,

I N D I C T M E N T

v.

[18 U.S.C. § 1343: Wire Fraud; 18 U.S.C. § 982: Criminal Forfeiture]

FRANK EDWARD PETERS II,  
aka "Tasm D. Pemp,"  
aka "Peter Peters,"

Defendant.

The Grand Jury charges:

INTRODUCTORY ALLEGATIONS

At times relevant to this Indictment:

Defendant, Frannon Inc., Bqute Inc., and Lenders

1. Defendant FRANK EDWARD PETERS II, also known as ("aka") "Tasm D. Pemp," aka "Peter Peters," resided in Rancho Cucamonga, California.

2. Defendant PETERS was the sole owner of Frannon Inc., a California corporation formed in 2012, with its business address in Rancho Cucamonga, California.

1       3. Defendant PETERS helped run Bqute Enterprises, also known  
2 as Bqute Inc., a California corporation formed in 2017, run by Person  
3 1, and based in Upland, California.

4       4. Defendant PETERS controlled checking accounts held in the  
5 name of Frannon Inc. ending in 2872 and 4950 at a branch of Bank of  
6 America, within the Central District of California.

7       5. Defendant PETERS controlled checking accounts held in the  
8 name of Bqute Inc. ending in 9387 and 2076 at a branch of Bank of  
9 America, within the Central District of California.

10      6. Defendant PETERS controlled checking accounts held in his  
11 own name ending in 9982 at a branch of Chase Bank, within the Central  
12 District of California.

13      7. Defendant PETERS controlled a checking account held in the  
14 name of Person 1 ending in 4473 at a branch of Wells Fargo Bank,  
15 within the Central District of California.

16      8. Bank of America, National Association, was a financial  
17 institution based in Charlotte, North Carolina, and was a United  
18 States Small Business Administration ("SBA") approved participating  
19 lender of Paycheck Protection Program loans.

20      9. U.S. Bank, National Association, was a financial  
21 institution based in Minneapolis, Minnesota, and was an SBA-approved  
22 participating lender of Paycheck Protection Program loans.

23      The Paycheck Protection Program

24      10. The Coronavirus Aid, Relief, and Economic Security  
25 ("CARES") Act was a federal law enacted in or around March 2020 that  
26 was designed to provide emergency financial assistance to Americans  
27 suffering economic harm as a result of the COVID-19 pandemic. One  
28 form of assistance provided by the CARES Act was the authorization of

1 United States taxpayer funded forgivable loans to small businesses  
2 for job retention and certain other expenses, through a program  
3 referred to as the Paycheck Protection Program ("PPP"). PPP loan  
4 proceeds were required to be used by the business on certain  
5 permissible expenses, namely, payroll costs, interest on mortgages,  
6 rent, and utilities.

7       11. To obtain a PPP loan, a qualifying business was required to  
8 submit a PPP loan application signed by an authorized representative  
9 of the business. The PPP loan application required the small  
10 business (through its authorized representative) to acknowledge the  
11 program rules and make certain affirmative certifications in order to  
12 be eligible to obtain the PPP loan. One such certification required  
13 the applicant to affirm that "[t]he [PPP loan] funds w[ould] be used  
14 to retain workers and maintain payroll or make mortgage interest  
15 payments, lease payments, and utility payments." The applicant  
16 (through its authorized representative) was also required to  
17 acknowledge that "I understand that if the funds are used for  
18 unauthorized purposes, the federal government may pursue criminal  
19 fraud charges." In the PPP loan application, the applicant was  
20 required to state, among other things, its: (a) average monthly  
21 payroll expenses; and (b) number of employees. These figures were  
22 used to calculate the amount of money the small business was eligible  
23 to receive under the PPP. In addition, the applicant was required to  
24 provide documentation showing its payroll expenses.

25       12. A business's PPP loan application was received and  
26 processed, in the first instance, by a participating financial  
27 institution approved by the SBA. If a PPP loan application was  
28 approved, the participating financial institution would fund the PPP

1 loan using its own monies. The SBA guaranteed the loans funded under  
2 the PPP.

3 The Economic Injury Disaster Loan Program

4 13. The Economic Injury Disaster Loan ("EIDL") Program was an  
5 SBA program that provided low-interest financing to small businesses,  
6 renters, and homeowners in regions affected by declared disasters.

7 14. The CARES Act authorized the SBA to provide EIDLs up to \$2  
8 million to eligible small businesses experiencing substantial  
9 financial disruption due to the COVID-19 pandemic. In addition, the  
10 CARES Act authorized the SBA to issue advances of up to \$10,000 to  
11 small businesses applying for an EIDL.

12 15. To obtain an EIDL and an advance, a qualifying business was  
13 required to submit an application to the SBA and provide information  
14 about its operations, such as the number of employees, gross revenues  
15 for the 12-month period preceding the disaster, and cost of goods  
16 sold in the 12-month period preceding the disaster. In the case of  
17 EIDLs for COVID-19 relief, the 12-month period extended from January  
18 1, 2019, to January 31, 2020. Applicants certified that all the  
19 information in the application was true and correct to the best of  
20 their knowledge.

21 16. EIDL applications were submitted directly to the SBA and  
22 processed by the agency with support from a government contractor.  
23 The amount of the loan was determined, in part, on the information  
24 provided by the applicant about employment, revenue, and cost of  
25 goods, as described above.

26 17. Any funds issued under an EIDL or advance were issued  
27 directly by the SBA. EIDL funds could be used for payroll expenses,  
28 sick leave, production costs, and business obligations, such as

1 debts, rent, and mortgage payments. If the applicant also obtained a  
2 loan under the PPP, the EIDL loan funds could not be used for the  
3 same purpose as the PPP loan funds.

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1 COUNTS ONE THROUGH FOUR

2 [18 U.S.C. § 1343]

3 A. SCHEME TO DEFRAUD

4 18. Beginning in or around April 2020, and continuing until at  
5 least in or around April 2021, in San Bernardino County, within the  
6 Central District of California, and elsewhere, defendant FRANK EDWARD  
7 PETERS II, also known as ("aka") "Tasm D. Pemp," aka "Peter Peters,"  
8 knowingly and with intent to defraud, devised, participated in, and  
9 executed a scheme to defraud SBA-approved lenders Bank of America,  
10 U.S. Bank, and Benworth Capital, and the SBA, by means of material  
11 false and fraudulent pretenses, representations, and promises, and  
12 the concealment of material facts.

13 B. MEANS TO ACCOMPLISH THE FRAUDULENT SCHEME

14 19. The fraudulent scheme operated and was carried out, in  
15 substance, as follows:

16 a. Defendant PETERS would submit false and fraudulent PPP  
17 and EIDL loan applications to Bank of America, U.S. Bank, and the SBA  
18 on behalf of himself and Frannon Inc., an entity which he controlled,  
19 but which had no payroll expenses and little to no ongoing business  
20 operations.

21 b. Defendant PETERS also directed Person 1 to submit  
22 false and fraudulent PPP and EIDL loan applications to Bank of  
23 America, U.S. Bank, Benworth Capital, and the SBA on behalf of Bqute  
24 Inc., which Person 1 controlled, but which had no payroll expenses  
25 and little to no ongoing business operations.

26 c. To induce Bank of America, U.S. Bank, Benworth  
27 Capital, and the SBA to approve PPP and EIDL loans, defendant PETERS  
28 would support the loan applications with phony tax documents and

1 financial statements, inaccurately indicating that he, Person 1,  
2 Frannon Inc., and Bqute Inc. had employees, had filed tax forms, and  
3 had made payroll payments, among other things.

4                 d. Defendant PETERS would certify in the PPP and EIDL  
5 loan applications that defendant PETERS, as authorized representative  
6 of Frannon Inc., knew and understood the terms and rules of the PPP  
7 loan program, which provided that proceeds were to be used by the  
8 recipient for only specific purposes, such as to pay only certain  
9 authorized business expenses, such as payroll, mortgage interest,  
10 lease, and utilities.

11                 e. Defendant PETERS would direct Person 1 to certify in  
12 the PPP and EIDL loan applications that Person 1, as authorized  
13 representative of Bqute Inc., knew and understood the terms and rules  
14 of the PPP loan program, which provided that proceeds were to be used  
15 by the recipient for only specific purposes, such as to pay only  
16 certain authorized business expenses, such as payroll, mortgage  
17 interest, lease, and utilities.

18                 f. By making materially false and fraudulent  
19 representations in PPP and EIDL loan applications, defendant PETERS  
20 caused Bank of America, U.S. Bank, and the SBA to transfer via  
21 interstate wire PPP loan proceeds to the Bank of America accounts  
22 ending in 2872 and 4950, and to the Chase Bank account ending in  
23 9982, all of which were accounts that defendant PETERS controlled.

24                 g. By directing Person 1 to make materially false and  
25 fraudulent representations in PPP loan applications, defendant PETERS  
26 caused Bank of America, U.S. Bank, Benworth Capital, and the SBA to  
27 transfer via interstate wire PPP loan proceeds to the Bank of America

1 accounts ending in 9387 and 2076, and to the Wells Fargo Bank account  
 2 ending in 4473, which defendant PETERS and Person 1 controlled.

3                   h. Defendant PETERS would knowingly misapply PPP and EIDL  
 4 loan proceeds for his own personal benefit, including by using the  
 5 money towards the down payment of his primary residence in Rancho  
 6 Cucamonga, California, purchasing and renovating ten houses in  
 7 Missouri, paying for liposuction, purchasing eight to ten vehicles,  
 8 and paying to settle a lawsuit.

9                   i. In total, as a result of his scheme, defendant PETERS  
 10 obtained for himself and Person 1 approximately \$1,211,653.00 in PPP  
 11 and EIDL loan proceeds, to which he knew he was not entitled.

12 C. USE OF WIRES

13 20. On or about the dates set forth below, in San Bernardino  
 14 County, within the Central District of California, and elsewhere,  
 15 defendant PETERS, for the purpose of executing the above-described  
 16 scheme to defraud, transmitted and caused the transmission of a wire  
 17 communication in interstate commerce:

COUNT	DATE	WIRE
ONE	April 28, 2020	Wire transfer in the amount of \$128,242.00 from Bank of America, National Association, using a server located outside the State of California, to Frannon Inc.'s Bank of America account in Rancho Cucamonga, California ending in 2872.
TWO	February 13, 2021	Wire transfer in the amount of \$34,415.00 from Bank of America, National Association, using a server located outside the State of California, to Frannon Inc.'s Bank of America account in Rancho Cucamonga, California ending in 4950.

COUNT	DATE	WIRE
THREE	March 27, 2021	Wire transfer in the amount of \$20,832.00 from U.S. Bank, National Association, using a server located outside the State of California, to Person 1's U.S. Bank account in Rancho Cucamonga, California ending in 4473.
FOUR	June 28, 2021	Wire transfer in the amount of \$500,000.00 from Bank of America, National Association, using a server located outside the State of California, to Frannon Inc.'s Bank of America account in Rancho Cucamonga, California ending in 2872.

1 FORFEITURE ALLEGATION

2 [18 U.S.C. § 982]

3 1. Pursuant to Rule 32.2(a) of the Federal Rules of Criminal  
4 Procedure, notice is hereby given that the United States of America  
5 will seek forfeiture as part of any sentence, pursuant to Title 18,  
6 United States Code, Section 982(a)(2), in the event of the  
7 defendant's conviction of any of the offenses set forth in Counts One  
8 through Four of this Indictment.

9 2. The defendant, if so convicted, shall forfeit to the United  
10 States of America the following:

11 (a) All right, title and interest in any and all property,  
12 real or personal, constituting, or derived from, any proceeds  
13 obtained, directly or indirectly, as a result of such offense; and

14 (b) To the extent such property is not available for  
15 forfeiture, a sum of money equal to the total value of the property  
16 described in subparagraph (a).

17 3. Pursuant to Title 21, United States Code, Section 853(p),  
18 as incorporated by Title 18, United States Code, Section 982(b), the  
19 defendant, if so convicted, shall forfeit substitute property, up to  
20 the total value of the property described in the preceding paragraph  
21 if, as the result of any act or omission of the defendant, the  
22 property described in the preceding paragraph, or any portion  
23 thereof: (a) cannot be located upon the exercise of due diligence;  
24 (b) has been transferred, sold to or deposited with a third party;

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1 (c) has been placed beyond the jurisdiction of the court; (d) has  
2 been substantially diminished in value; or (e) has been commingled  
3 with other property that cannot be divided without difficulty.

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5 A TRUE BILL

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7 *Lindsey Greer Dotson* | S |  
8 Foreperson

9 JOSEPH T. MCNALLY  
10 Acting United States Attorney

11 *Lindsey Greer Dotson*  
12 LINDSEY GREER DOTSON  
13 Assistant United States Attorney  
Chief, Criminal Division

14 SEAN PETERSON  
15 Assistant United States Attorney  
Chief, Riverside Branch Office

16 TRITIA L. YUEN  
17 Assistant United States Attorney  
Riverside Branch Office

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